

REMARKS

Claims 1-16 are pending in the application. Claims 1-14 and 16 are rejected. Claim 15 is objected to. Applicants respectfully request that claim 16 be amended to include “an effective amount.” Support can be found on page 34 lines 8-14. The specification has been amended to correct certain typographical errors. No new matter has been added.

Rejection Under 35 U.S.C. §112, First Paragraph

Claims 1-14 and 16 were rejected under 35 U.S.C. §112, first paragraph, for being “based on a disclosure, which is not enabling.” The Examiner correctly observed Z^1 in Formula (Z') had an incorrect valence due to a typographical error. Specifically, the error resided in having a double bond depicted between Y^2 and Z^1 instead of single bond. The correction of this error is unambiguous because Z^1 can only be C(O) which would require a single bond between Y^2 and Z^1 . Moreover, one skilled in the art would recognize that Y^2 and Z^1 must be connected by a single bond in Formula (Z') since Applicants description of the process of preparing Formula (Z') depicts the cyclization of Formula (Y') which shows that Y^2 and Z^1 connected by a single bond. Applicants have duly corrected these typographical errors. The Examiner also objected to several schematic diagrams having intermediates with $Y^2=Z'-N$, which appeared to have a problem with valence as well. Applicants have reviewed the schemes and have not found any errors in valency. The specific instances where $Y^2=Z'-N$ appears, Z' is attached to R⁷ which is bromo or chloro in which case the valency is correct. Therefore, Applicants respectfully submit that the rejection under 35 U.S.C. §112, first paragraph, be withdrawn.

Objection to Claim 15

Claim 16 was objected to as "being dependent upon a rejected base claim" Applicants submit that claim 15 was written as an independent claim. Nevertheless, Applicants believe that since all the claims are now in condition for allowance that even if Claim 15 were dependent, it would be deemed allowable.

In light of the amendments and remarks herein, Applicants respectfully request the Examiner to enter said amendments and respectfully submit that the application is in condition for allowance. Applicants reserve the right to file divisional application(s) on non-elected subject matter. The Commissioner is authorized to withdraw any necessary fees from Deposit Account 19-3880.

Respectfully submitted,

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